

Revision: HCFA-PM-93-1 (BPD)  
January 1993

ATTACHMENT 4.39-A  
Page 1

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE OF LOUISIANA

CITATION

Secs. 1902

(a)(28)(D)(i)  
and 1919(e)(7)  
of the Act;

P.L. 100-203

[Sec.4211(c)];

P.L. 101-508

[Sec.4801(b)]

CATEGORICAL DETERMINATIONS

- A. The state mental health or mental retardation authority may make an advance determination that NF services are needed for the following groups of applicants for NF care:

Applicants who -

1. need convalescent care from an acute physical illness which required hospitalization but do not meet the preadmission screening exemption specified in 42 CFR § 483.106(b)(2);
2. have a terminal illness as defined in 42 CFR § 418.3;
3. have severe physical illnesses such as coma, ventilator dependence, functioning at brain stem level, or diagnoses such as chronic obstructive pulmonary disease, Parkinson's disease, Huntington's disease, amyotrophic lateral sclerosis, and congestive heart failure which result in a level of impairment so severe that the individual could not be expected to benefit from specialized services;
4. are in need of provisional admission not to exceed thirty days due to a case of delirium where an accurate diagnosis cannot be made until the delirium clears;
5. are in need of provisional admission to a NF not to exceed seven days pending further assessment due to emergency situations requiring protective services; or
6. are in need of very brief and finite stays not to exceed thirty days to provide respite to in-home caregivers to whom the individuals with mental illness or mental retardation are expected to return following the brief NF stay.

- B. The state mental health or mental retardation authority may make an advance determination that specialized services are not needed for the following groups of applicants for NF care:

STATE <i>Louisiana</i>	A
DATE REC'D <i>MAY 21 1993</i>	
DATE APP'D <i>JUN 15 1993</i>	
DATE EFF <i>APR 01 1993</i>	
HCFA 179 <i>93-17</i>	

TN# *93-17* Approval Date *JUN 15 1993* Effective Date *APR 01 1993*  
Supersedes  
TN# *Pre-New Page*

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE OF LOUISIANA

CITATION

Secs. 1902  
(a)(28)(D)(i)  
and 1919(e)(7)  
of the Act;  
P.L. 100-203  
[Sec.4211(c)];  
[Sec.4801(b)]

(CATEGORICAL DETERMINATIONS, CONTD.)

Applicants who -

1. are in need of provisional admission not to exceed thirty days due to a case of delirium where an accurate diagnosis cannot be made until the delirium clears;
2. are in need of provisional admission to a NF not to exceed seven days pending further assessment due to emergency situations requiring protective services; or
3. are in need of very brief and finite stays not to exceed thirty days to provide respite to in-home caregivers to whom the individuals with mental illness or mental retardation are expected to return following the brief NF stay.

- C. The state mental retardation authority may make categorical determinations that specialized services are not needed for applicants for NF admission who have dementia which exists in combination with mental retardation or a related condition.

STATE <u>Louisiana</u>	A
DATE REC'D <u>MAY 21 1993</u>	
DATE APP'D <u>JUN 15 1993</u>	
DATE EFF <u>APR 01 1993</u>	
HCFA 179 <u>93-17</u>	

TN# 93-17 Approval Date JUN 15 1993 Effective Date APR 01 1993  
Supersedes  
TN# None-New Page